

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. Patent Application No. 10/670,980

Filing Date: September 25, 2003

Examiner: Peter B. Kim

Group Art Unit: 1722

Entitled: IMPRINT LITHOGRAPHY TEMPLATE HAVING OPAQUE ALIGNMENT MARKS

Docket No.: P100-42-03

---

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Following a status inquiry to the Office of Petitions, we have learned that the Petition for Revival that was filed via fax transmission to the USPTO at (571) 273-8300 on March 11, 2006 was not properly processed into the USPTO document system. The **fees** portion of the communication was processed, but the **Petition** portion was not. Following this cover letter is a copy of the Petition and the USPTO Auto-reply fax. As you can see from the certificate of transmission, the communication was sent to the USPTO on March 11, 2006. Note that I am marking out the fee portions of the communications to avoid double payment thereof, as the fees for this Petition, as well as the issue fees, have already been received by the USPTO.

Respectfully submitted,

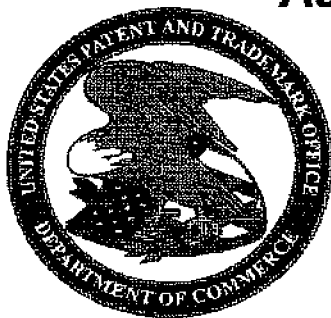


---

Michael D. Carter  
Reg. No. 56,661  
Registered Patent Agent  
Legal Department  
Molecular Imprints, Inc.  
P.O. Box 81536  
Austin, Texas 78708-1536  
Telephone: 512-339-7760  
Facsimile: 512-491-8918  
mcarter@molecularimprints.com

## Auto-Reply Facsimile Transmission

DOCKETED



TO:

Fax Sender at 5124918918

Fax Information

Date Received:

3/11/2006 9:23:15 AM [Eastern Standard Time]


Total Pages:

6 (including cover page)

**ADVISORY:** This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received  
Cover  
Page

=====>

03/11/2006 09:24 FAX 5124918918		MOLECULAR IMPRINTS		001	
 <b>Molecular Imprints</b>					
Legal Department P.O. Box 81536 Austin, Texas 76708-1536		Telephone: (512) 338-7760 Facsimile: (512) 481-8918 <a href="mailto:mccarter@molimpr.com">mccarter@molimpr.com</a>			
<b>FACSIMILE TRANSMITTAL SHEET</b>					
TO: MAIL STOP PETITION		FROM: Michael D. Geller Reg. No. 66,661			
COMPANY: United States Patent and Trademark Office		DATE: March 11, 2006			
FAX NUMBER: 571-273-8900		TOTAL NO. OF PAGES INCLUDING COVER: 6			
RE: PETITION FOR REVIVAL U.S. Patent Application No. 10/870,980 Filing Date: September 25, 2003 Examiner: Peter B. Kim Group Art Unit: 1722 Entitled: IMPRINT LITHOGRAPHY TEMPLATE HAVING OPAQUE ALIGNMENT MARKS Our Ref. No.: P100-42-03					
Please see attached: Transmittal and Fee Letter (1 pg) Petition for Revival of an Application for Patent Abandoned Unintentionally (2 pg(s)) Issue Fee Transmittal (1 pg(s)) Fee Address Indication Form (1 pg(s))					
MDC:kep					
The information contained in this facsimile message is intended only for the personal and confidential use of the designated recipient(s) named above. This message may be an attorney-client communication, and as such is privileged and confidential. If the reader of this message is not the intended recipient or an agent responsible for delivering it to the intended recipient, you are hereby notified that you have received this document in error and that any review, dissemination, distribution or copying of this message is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us by mail. Thank you.					
PAGE 01 * RCVD AT 3/11/2006 9:23:15 AM [Eastern Standard Time] * SVR3JSP*TO-EPXRF-24 * DNS:27.38300 * CSD:5124918918 * DURATION (min-sec):02:46					



# Molecular Imprints

Legal Department  
P.O. Box 81536  
Austin, Texas 78708-1536

Telephone: (512) 339-7760  
Facsimile: (512) 491-8918  
mcarter@militho.com

---

## FACSIMILE TRANSMITTAL SHEET

---

TO: MAIL STOP PETITION

FROM: Michael D. Carter  
Reg. No. 56,661

COMPANY:  
United States Patent and Trademark Office

DATE:  
March 11, 2006

FAX NUMBER:  
571-273-8300

TOTAL NO. OF PAGES INCLUDING COVER:  
6

RE:

PETITION FOR REVIVAL  
U.S. Patent Application No. 10/670,980  
Filing Date: September 25, 2003  
Examiner: Peter B. Kim  
Group Art Unit: 1722  
Entitled: IMPRINT LITHOGRAPHY TEMPLATE HAVING OPAQUE ALIGNMENT MARKS  
Our Ref. No.: P100-42-03

Please see attached:

Transmittal and Fee Letter (1 pg)  
Petition for Revival of an Application for Patent Abandoned Unintentionally (2 pg(s))  
Issue Fee Transmittal (1 pg(s))  
Fee Address Indication Form (1 pg(s))

MDC:kep

---

The information contained in this facsimile message is intended only for the personal and confidential use of the designated recipient(s) named above. This message may be an attorney-client communication, and as such is privileged and confidential. If the reader of this message is not the intended recipient or an agent responsible for delivering it to the intended recipient, you are hereby notified that you have received this document in error and that any review, dissemination, distribution or copying of this message is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us by mail. Thank you.

<b>TRANSMITTAL LETTER</b>			Attorney Docket Number: P100-42-03			
Application Number: 10/670,980	Filing Date: September 25, 2003	Examiner: Peter B. Kim	Group Art Unit: 1722			
Applicant: Sreenivasan, Sidigata V.						
Title: Imprint Lithography Template Having Opaque Alignment Marks						
<b>TO THE COMMISSIONER FOR PATENTS:</b>						
Transmitted herewith are the following documents in the above-identified application. The fee, if any, has been calculated as shown below.						
<input checked="" type="checkbox"/> Petition for Revival of an Application for Patent Abandoned Unintentionally under 37 CFR 1.137(b) (2 page(s)); <input checked="" type="checkbox"/> Issue Fee Transmittal; <input checked="" type="checkbox"/> Fee Address Indication Form; <input type="checkbox"/> <input type="checkbox"/> Return Receipt Postcard						
<b>CLAIMS AS AMENDED</b>						
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	NO. OF EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	N/A	MINUS	20		\$25.00	\$0
INDEP. CLAIMS	N/A	MINUS	3		\$100.00	\$0
Petition for Revival Fee					\$ <del>750.00</del>	
Issue and Publication Fee					\$ <del>1000.00</del>	
<b>TOTAL FEE</b>					<b>\$ <del>1750.00</del></b>	
<input checked="" type="checkbox"/> Applicant claims small entity status under 37 CFR 1.27 <input type="checkbox"/> A check in the amount of \$     is attached. <input checked="" type="checkbox"/> Charge <del>\$1750.00</del> to deposit account number <del>502000</del> and credit any overpayment or debit any underpayment to the Molecular Imprints deposit account <del>502000</del> . <input checked="" type="checkbox"/> No additional fee is required, but if any fees are incurred regarding this matter kindly charge the Molecular Imprints deposit account <del>502000</del>						
<p style="text-align: center;">CERTIFICATE OF TRANSMISSION/MAILING</p> <p>I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to the Commissioner for Patents.</p> <p>Signed: <u><i>Katrina Prati</i></u>          Typed Name: Katrina Prati          Date: <u>3/11/06</u></p>				<p style="text-align: center;"><i>Michael D. Carter</i></p> <hr/> <p>Michael D. Carter          Reg. No. 56,661          Registered Patent Agent          Legal Department          Molecular Imprints, Inc.          P.O. Box 81536          Austin, Texas 78708-1536          Telephone: 512-339-7760          Facsimile: 512-491-8918          mcarter@molecularimprints.com</p>		

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT  
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

First named inventor: Sreenivasan et al.

Application No.: 10/670,980

Art Unit: 2851

Filed: 09/25/2003

Examiner: Kim, Peter B.

Title: Imprint Lithography Template Having Opaque Alignment Marks

Attention: Office of Petitions

**Mail Stop Petition**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

FAX (571) 273-8300

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.


**1. Petition fee**


☒ Small entity-fee \$            (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☐ Other than small entity - fee \$                      (37 CFR 1.17(m))

**2. Reply and/or fee**

A. The reply and/or fee to the above-noted Office action in the form of Issue Fee Transmittal (identify type of reply):

 has been filed previously on                       
is enclosed herewith.

B. The issue fee and publication fee (if applicable) of \$             
 has been paid previously on                       
is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## 3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

**WARNING:**

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

Michael D. Carter  
Signature

3/4/2006  
Date

Michael D. Carter  
Typed or printed name

56,661  
Registration Number, if applicable

1807 West Braker Lane, Building C-100  
Address

512-339-7760  
Telephone Number

Austin, Texas 78758-3605  
Address

Enclosures: ☒ Fee Payment☒ Reply☐ Terminal Disclaimer Form☐ Additional sheets containing statements establishing unintentional delay☒ Other: Fee Address Indication Form**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]**

I hereby certify that this correspondence is being:

☐ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.☒ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office as (571) 273-8300.

3/11/06  
Date

Katrina E. Prati  
Signature

Katrina E. Prati  
Typed or printed name of person signing certificate